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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 San Francisco Division

18 FEDERAL TRADE COMMISSION,

19 Plaintiff,

20 v.

21 WELLNESS SUPPORT NETWORK,
22 INC., a corporation,

23 ROBERT HELD, individually and as
24 an officer of Wellness Support
25 Network, Inc., and

26 ROBYN HELD, individually and as
27 an officer of Wellness Support
28 Network, Inc.,

Defendants.

Case No. 3:10-cv-4879 JCS

Hearing Date: TBD
Courtroom G, 15th Floor

**JOINT STIPULATION TO
REVISE SCHEDULE RE
EXCHANGE OF REPORTS AND
SETTLEMENT CONFERENCE**

22 **I. INTRODUCTION AND PROCEDURAL HISTORY**

23 At a case management conference held September 16, 2011, the Court
24 ordered the parties to disclose expert reports within 90 days, for settlement
25 purposes only. *Civil Minutes* (Dkt. #48). Based on this order, the parties
26 calculated the due date for exchange of these expert reports to be December 15,
27 2011. The Court also referred the case to the Honorable Magistrate Judge Corley

1 for a settlement conference, which she subsequently scheduled for February 3,
2 2012 (Dkt. #49).

3 For the reasons described below, and pursuant to L.R. 6-2 and L.R. 7-12,
4 the parties respectfully request the Court to extend the date for exchange of
5 settlement-only expert reports to January 31, 2012. The parties also respectfully
6 request the Court to forward to the Honorable Magistrate Judge Corley the
7 parties' request that the settlement conference scheduled for February 3, 2012, be
8 rescheduled to any day in March, 2012 which is convenient to Magistrate Judge
9 Corley's schedule. The parties respectfully make these requests for three
10 reasons: (1) One party's expert will be overseas for several weeks prior to
11 December 15, participating in a study which was scheduled before the December
12 15 deadline was set; (2) The parties are working on provision of additional
13 materials pursuant to the expert report process; and (3) Counsel for one party is
14 located in Florida and is unable to attend a settlement conference in February due
15 to the expected birth of a child.

16 **II. PROPOSED REVISED SCHEDULE**

17 1. The parties shall exchange expert reports for settlement purposes
18 only by January 31, 2012.

19 2. The case settlement conference scheduled before Magistrate Judge
20 Corley for February 3, 2012, is requested to be reset for a date in March, 2012
21 which is convenient to Magistrate Judge Corley.

22 **III. CONCLUSION**

23 The parties respectfully request that the Court revise the schedule as set
24 forth above, and submit our request regarding the Settlement Conference date to
25 the Honorable Magistrate Judge Corley.

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1 Respectfully submitted,
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3 DATED: November 8, 2011 /s/ Laura Fremont

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7 LAURA FREMONT
KENNETH H. ABBE
Attorneys for Plaintiff
FEDERAL TRADE COMMISSION

8 (The filer attests that concurrence in the filing of this document has been
9 obtained from each of the other signatories.)

10 DATED: November 8, 2011 /s/Andrew S. Ittleman

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13 MITCHELL S. FUERST
ANDREW S. ITTLEMAN
FUERST ITTLEMAN, PL
Attorneys for Defendants
WELLNESS SUPPORT NETWORK, Inc.,
ROBERT HELD, and ROBYN HELD

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15 PURSUANT TO STIPULATION, IT IS SO ORDERED.

16 DATED: 11/9/11

